

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

BOB BRIGHTWELL,

Plaintiff,

vs.

JOSEPH LEHMAN, in his official capacity

as the Commissioner of Pennsylvania

Department of Corrections; RAYMOND J.

SOBINA, in his official capacity as

Superintendent of the State Correctional

Institution at Somerset; SYLVIA GIBSON,

in her official capacity as Deputy

Superintendent for Centralized Services of the

State Correctional Institution at Somerset;

GERALD ROZUM, in his official capacity as

Acting Deputy Superintendent for Facilities

Management of the State Correctional

Institution at Somerset; DANIEL J.

GEHLMANN, in his official capacity as Major

of Unit Management of the State Correctional

Institution at Somerset; and LEO GLASS, in his

official capacity as Captain of Inmate Receiving

Committee (I.R.C.) of the State Correctional

Institution at Somerset,

Defendants.

Civil Action No. 03 - 205J

Judge Kim R. Gibson

Magistrate Judge Lisa Pupo Lenihan

MEMORANDUM ORDER

Plaintiff's complaint was received by the Clerk of Court on September 11, 2003, and was referred to United States Magistrate Judge Ila Jeanne Sensenich for pretrial proceedings in accordance with the Magistrate Judges Act, 28 U.S.C. § 636(b)(1), and Rules 72.1.3 and 72.1.4 of the Local Rules for Magistrate Judges. The case was transferred to Magistrate Judge Lisa Pupo Lenihan on April 6, 2004.

The Magistrate Judge's Report and Recommendation, filed on December 13, 2006, recommended that Plaintiff's Motion for Preliminary Injunction, Hearings, Sanctions, (etc.) (doc. no. 118) be denied. The Report and Recommendation was mailed to Plaintiff at SCI Mahanoy on 12/13/06, then forwarded to SCI Houtzdale where it was apparently refused. Upon search of the Pennsylvania Department of Corrections (DOC) Inmate Locator, it was confirmed that Plaintiff is in fact located at SCI Houtzdale. The Report and Recommendation was resent to Plaintiff on January 3, 2007. No objections have been filed. After review of the pleadings and the documents in the case, together with the Report and Recommendation, the following order is entered:

AND NOW, this 15th day of February, 2007;

IT IS HEREBY ORDERED that Plaintiff's Motion for Preliminary Injunction, Hearings, Sanctions, (etc.) (doc. no. 118) is **DENIED**.

The Report and Recommendation of Magistrate Judge Lenihan, dated December 13, 2006, is adopted as the opinion of the court.



Kim R. Gibson
United States District Judge

cc: Lisa Pupo Lenihan
U.S. Magistrate Judge

Bob Brightwell
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